

REMARKS

Upon entry of the present amendment, claims 1, 2 and 4-6 will have been amended. New claims 7-9 will have been submitted for consideration by the Examiner.

In view of the herein contained amendments and remarks, Applicant respectfully requests reconsideration and withdrawal of each of the outstanding rejections set forth in the Official Action, together with an indication of the allowability of all of the claims pending in the present application. Such action is now believed to be appropriate and proper and as thus respectfully requested, in due course.

In the outstanding Official Action, the Examiner rejected claims 1-6 under 35 U.S.C. §102(b) as being anticipated by Choung et al. (US Patent 6,295,550).

Applicant's invention is directed to a transmitting terminal apparatus, a receiving terminal apparatus and a session control apparatus, as recited in each of independent claims 1, 4 and 5. Utilizing the transmitting terminal apparatus recited in claim 1 as a non-limiting example of features and aspects of the invention disclosed in the present application, the present application relates to a transmitting terminal apparatus in a communication system that performs voice communication using a call session set between the transmitting terminal apparatus and a receiving terminal apparatus, through a session control server. The transmitting terminal apparatus includes, inter alia, a reservation process setting request signal transmitter that, while the call session is open, transmits a reservation process setting request signal for requesting setting of a reservation process to the session control server. The execution of the reservation process is triggered by closing of the call session.

Advantages of the above-described combination of features include, for example, that a sales person engaged in a call (i.e., call session) can set a reservation process (e.g. process for

sending a catalog, questionnaire or other materials to the customer), which will be automatically executed after the call session is ended (see, e.g., paragraph beginning at page 38, line 4 of Applicant's (translation of) original specification).

In particular, as disclosed, during the call session between the transmitting terminal apparatus and the receiving terminal apparatus, the reservation process is set such that the execution of the reservation process is triggered by closing of the call session. As a non-limiting example, as shown in Fig. 10G, a reservation process setting request message transmitted from the transmitting terminal (reservation process setting request signal transmitter) includes a task to be executed in the reservation process and a trigger-event indicating that the task of the reservation process begins upon closing of the currently open call session (target-session). In addition, as shown in Fig. 6, the reservation process (event control no. E-1) is registered to be activated at the time of session closing of the open session (target session control no. S-1). Furthermore, as shown in Fig. 8, upon receiving a session closing request message (ST1310), the reservation process is executed (ST1350). Related description may further be found in paragraph beginning at page 14, line 16, and paragraphs from page 16, line 13 to page 17, line 6 of the Applicant's original specification.

The Examiner asserted that Figs. 9 and 10 of Choung et al. disclose the process of creating the group of sessions indicated in Fig. 8, and thus, the processes of Figs. 9 and 10 can be viewed as a first session that creates the session definition, a session list and leading terminal schedule for the group of sessions shown in Fig. 8 of Choung et al. The Examiner further asserted that the step of designating a leading user terminal (Fig. 12, step 1204) is executed after the first session (process of registering the terminals) is closed at steps 916 and 1016 in Figs. 9 and 10.

However, Applicant submits that the first session, which creates the group of sessions (processes shown in Figs. 9 and 10) is not a call session established between the transmitting terminal apparatus and the receiving terminal apparatus. For example, the process shown in Fig. 9 of Choung et al. defines a session and sends session definition information to group of user terminals to ask whether the user terminals desire to join the session. Then, the user terminals that return responses indicating to join the session are registered (col. 9, lines 29 ~ of Choung et al.)

In contrast, according to the present invention, the transmitting terminal apparatus first opens a session by sending an opening request. Then, during a call between the transmission terminal apparatus and the receiving apparatus, the transmitting terminal apparatus sends a reservation process setting request signal to set or register the reservation process, which is executed after the call is over (see, e.g., Figs. 13A-13D). Thus, in the present invention, at least two different processes occur concurrently, i.e., a call between the transmitting and receiving terminal apparatuses and a process to register the reservation process.

Furthermore, even if accepting the Examiner's interpretation (which Applicant do not) that the second session (step 1204 of Fig. 12) is executed after the first session shown in Figs. 9 and 10 is closed, the initiation of the second session is not triggered by closing of the first call session.

Choung et al. does not disclose that how the end of the first session (e.g., the processes illustrated in Figs. 9 and 10 of Choung et al.) is associated with or induces the initiation of the designation of a leading terminal (second session) shown in Fig. 12. Thus, in Choung et al., sessions illustrated in Figs. 9 and 10 are executed independently of the session of Fig. 12.

Accordingly, Applicant submits that Choung et al. does not disclose or suggest the combination of features as recited in each of the Applicant's independent claims, and the Examiner's rejections of these independent claims under 35 U.S.C. §102(b) are improper.

The dependent claims in the present application are respectfully submitted to be patentable over the reference relied upon based upon their dependence from a shown to be allowable base claim, as well as based upon their own additional recitations. In particular, each of the new claims defines details of how the execution of the reservation process is triggered by closing of the call session, based on the disclosure shown, *inter alia*, in Figs. 6, 8-10G. For example, new claim 8 recites that event operation control data is searched to retrieve the reservation process associated with the call session upon receiving the first session closing request signal, and then the retrieved reservation process is executed, based upon the disclosure of Fig. 8 and two paragraphs beginning at page 17, line 1.

Applicant notes that the status of the present application is after final rejection and that an Applicant does not have a right to amend an application once a final rejection has issued. Nevertheless, Applicant respectfully submits that entry of the present amendment is appropriate and proper as it is in full compliance with 37 C.F.R. § 1.116. In particular, the present amendment merely requires only cursory review by the examiner. Additionally, in view the herein contained remarks, the present amendments clearly place the present application in condition for allowance.

Accordingly, Applicant respectfully requests entry of the present amendment, reconsideration and withdrawal of the outstanding rejection, together with an indication of the allowability of the claims pending in the present application, in due course.

SUMMARY AND CONCLUSION

Applicant has made a sincere effort to place the present application into condition for allowance and believes that he has now done so. Applicant has amended the claims and added several new claims, to clarify claim language.

Applicant has additionally discussed the disclosure of the cited reference and pointed out the shortcomings thereof. Further, Applicant has, with respect to the explicit recitations of the pending claims, pointed out clear deficiencies in the reference applied thereagainst. Accordingly, Applicant has provided a clear and convincing evidentiary basis supporting the patentability of all of the claims in the present application and respectfully request an indication to such effect in due course.

Applicant has additionally provided a basis for entry of the present amendment although the status of present application is subject to final rejection.

Any amendments to the claims which have been made in this amendment, and which have not been specifically noted to overcome a rejection based upon the prior art, should be considered to have been made for a purpose unrelated to patentability, and no estoppel should be deemed to attach thereto.

Should an extension of time be necessary to maintain the pendency of this application, including any extensions of time required to place the application in condition for allowance by an Examiner's Amendment, the Commissioner is hereby authorized to charge any additional fee to Deposit Account No. 19-0089.

Should the Examiner have any questions or comments regarding this Response, or the present application, the Examiner is invited to contact the undersigned at the below-listed telephone number.

Respectfully Submitted,
Masao KATO


Bruce H. Bernstein
Reg. No. 29,027


William Pieprz
Reg. No. 33,630

January 27, 2010
GREENBLUM & BERNSTEIN, P.L.C.
1950 Roland Clarke Place
Reston, VA 20191
(703) 716-1191